

## LTBMU (FINAL)

FOR OFFICE USE ONLY:

Version # \_\_\_\_\_

APP # 700528

### ITEM 1. Proposed Project

Law enforcement grant support from the State of California would provide essential funding for the OHV and OSV enforcement program on National Forest Lands within the Lake Tahoe Basin Management Unit (LTBMU). Over 75% of the land area within the Lake Tahoe Basin is National Forest, and these lands are administered by the USDA Forest Service - LTBMU. The Lake Tahoe Basin is one of the most popular, most complex and most regulated management areas in the nation, with multiple federal, state and local agencies engaged in extensive activities to preserve the lakes water quality and clarity. As a popular year-round recreational destination, the Forest Service works closely with California and Nevada State Parks, off-highway (winter and summer) user groups, and the law enforcement community to effectively manage these recreational activities throughout the Tahoe Basin. In addition to aggressive user education and interpretation programs to make visitors and locals seeking to recreate on these public lands aware of regulations designed to protect the lake, the LTBMU has also maintained, through the support of grant funding, an effective OHV/OSV law enforcement patrol program. With the support of this funding, the LTBMU will continue to use two dedicated Forest Protection Officers (FPO's), with support from Law Enforcement Officers (LEO's), to patrol 138-miles of OHV routes, and over 83,000 acres of lands open to OSV activities within the LTBMU with several primary objectives as their goal: 1. Insure off-road vehicles have the correct State of California vehicle registration. 2. Insure OHV/OSV recreationists are riding/driving in authorized areas. 3. Insure all vehicles meet established California/federal motor vehicle codes for spark arrestor/muffler equipment. 4. Insure OHV/OSV recreationists are safely riding using the required equipment and have the requisite safety certificate as required for riders under the age of 14. 5. Handout safety brochures. 6. Install needed signing or barriers for effective user management. Law enforcement grant funding will provide needed resource protection, and public service measures including patrolling, user education, travel management and signing. The LTBMU would focus attention on such popular OHV sites as the Rubicon, Sand Pit and Power Line Trail, focusing on the summer and winter periods of motorized activity (May-October & December-March). This grant is a critical funding source for the LTBMU to ensure the Forest Service can maintain a viable and responsive OHV/OSV program in this sensitive and highly visited public area. In addition, the LTBMU patrol district in cooperation with adjacent forest management staff need to address and increase enforcement emphasis along the McKinney-Rubicon OHV Trail as users are expected to shift into the eastern portal areas in response to trail management issues and pressures occurring within the western portion of the McKinney-Rubicon.

### ITEM 2. Project Coverage

The Lake Tahoe Basin Management Unit (LTBMU) comprises approximately 75% of all lands within the Lake Tahoe Basin. Within this land base are 138-miles of Off-Highway-Vehicle routes including the east-side portal to the celebrated McKinney-Rubicon OHV route. During the winter months, approximately half of the Tahoe Basin, or 83,000 acres are open to over-snow motorized vehicle recreational use.

### ITEM 3. Describe the frequency of the patrols

OHV/OSV Forest Protection Officers supported as needed by Law Enforcement Officers would typically patrol 5-days a week, 8-hours/day. Patrols would occur during the concentrated use periods during the summer and winter months (May-October & December-March), but the LTBMU also relies on year-round monitoring patrols by OHV/OSV volunteers for patrolling as well as user education and information as well as maintenance of sites and areas. Patrols may be staggered as to hours and locations to prevent establishment of a predictable patrol presence in problem areas.

### ITEM 4. Deployment of Personnel

Two (2) OHV/OSV Forest Protection Officers (FPO's), will be deployed as a working team throughout the year. They will be specifically dedicated to the OHV/OSV Law Enforcement Program, and will serve as the primary LTBMU field contact presence for the Forest. These OHV/OSV FPO's will be joined by Law Enforcement personnel as needed throughout the year.



## LE Certification

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### Law Enforcement - Page 1

1. Identify areas with high priority law enforcement needs because of public safety, cultural resources, and sensitive environmental habitats, including wilderness areas and areas of critical environmental concerns:

Because of the urban interface throughout the Lake Tahoe Basin, there are scores of priority OHV/OSV related law enforcement zones. Some examples of special concern include High Meadows, Tahoe Meadows, Page Meadows, Desolation Wilderness, Meiss Country, McKinney-Rubicon and the urban zones around Fallen Leaf Lake.

2. Describe how the proposed Project relates to OHV Recreation and will sustain OHV Recreation, motorized off-highway access to non-motorized recreation, or OHV Opportunities associated with the Project Area:

This OHV/OSV Law Enforcement Project will significantly facilitate the LTBMU's efforts to continue to provide riding and sledding access around this highly environmentally sensitive and politically active area. By promoting an enforcement and educational program to promote responsible OHV/OSV use and compliance, this reduces intrusions onto private property, sensitive habitat areas and closed areas, and that substantially helps us to minimize non-user criticisms and to maintain the available OHV/OSV opportunities within the Lake Tahoe Basin.

3. Describe the Applicant's formal or informal cooperation with other law enforcement agencies:

The LTBMU maintains both a formal and informal cooperative working relationship with each of the respective County Sheriff's Offices (providing a "coop law" grant to most to facilitate their patrol presence on National Forest lands in the Tahoe Basin). Eldorado County's SAR activities, fire suppression activities are always supported by the LTBMU. Law Enforcement Officers routinely engage with other law enforcement agencies in a cooperative relationship.

### Law Enforcement - Page 2

4. Does the Applicant recover a portion of the law enforcement costs directly associated with privately sponsored OHV events where sponsors have obtained a local permit? ☒ Yes ☐ No

(Please select Yes or No)

Explain

The USDA Forest Service-Lake Tahoe Basin Management Unit, under agency mandated special-use authorization provisions must charge a potential event sponsor the processing expense costs for obtaining a permit, and up to 3% of gross income is available for on-ground administration of the event. Normally this amount is far less than the actual cost of administration.

5. The Applicant agrees to implement a public education program that includes information on safety programs available in the area and how to report OHV violations? ☒ Yes ☐ No
- (Please select Yes or No)

6. Describe the Applicant's OHV law enforcement training program including how the training program educates personnel to address OHV safety and natural and cultural resource protection:

OHV/OSV Forest Protection Officers (FPO's) on the LTBMU, must first be trained and then certified as an FPO, then are required to be trained in a variety of safety & equipment courses (certified by the LTBMU Safety Coordinator), such as how to ride an ATV and a snowmobile. They must work with resource specialists and heritage specialists to learn the fundamentals of T&E species management, and awareness of historic evaluation processes as well as noise monitoring and regulations enforcement and monitoring.

### Law Enforcement - Page 3

7. Is the proposed project in accordance with local or federal plans and the OHMVR Division Strategic Plan? (Please select Yes or No) ☒ Yes ☐ No
8. LOCAL AGENCIES ONLY - Describe the Applicant's policies and/or agreements regarding enforcement on federal land:
9. COUNTIES ONLY - Describe how the OHV in-lieu of tax funds are being used and whether the use of these fees complements the Applicant's project:

**Law Enforcement - Page 4**

10. APPLICANTS WHO MANAGE OHV RECREATION FACILITIES – Describe how your organization is meeting its operation and maintenance needs:
- The LTBMU operates an ATV play area known as the "Sand Pit," and also supports management of the McKinney-Rubicon Trail within the Tahoe Basin watershed (Staging Area). We rely on available federal funding for roads/trails and also on the contributions of volunteers. Our O&M funding is prioritized, and we try to focus on the most important needs. We routinely prioritize those needs and annually try to address them.
11. The Applicant agrees to enforce the registration of OHVs and the other provision of Division 16.5 commencing with Section 38000 of the vehicle code and to enforce other applicable laws regarding the operation of OHVs? (Please select Yes or No) ☒ Yes ☐ No

Project Cost Estimate for Grants and Cooperative Agreements Program - 2009/2010  
Agency: USFS - Tahoe/Lake Tahoe Basin Management Unit NF - Patrol District  
Application: LTBMU (FINAL)

2/26/2010

## Project Cost Estimate

FOR OFFICE USE ONLY:		Version # _____		APP # _____	
<b>APPLICANT NAME :</b>	USFS - Tahoe/Lake Tahoe Basin Management Unit NF - Patrol District				
<b>PROJECT TITLE :</b>	LTBMU (FINAL)			<b>PROJECT NUMBER (Division use only) :</b>	G09-02-33-L02
<b>PROJECT TYPE :</b>	<input type="checkbox"/> Acquisition <input type="checkbox"/> Development <input type="checkbox"/> Education & Safety <input type="checkbox"/> Ground Operations <input checked="" type="checkbox"/> Law Enforcement <input type="checkbox"/> Planning <input type="checkbox"/> Restoration				
<b>PROJECT DESCRIPTION :</b>	<p>Law enforcement grant support from the State of California would provide essential funding for the OHV and OSV enforcement program on National Forest Lands within the Lake Tahoe Basin Management Unit (LTBMU). Over 75% of the land area within the Lake Tahoe Basin is National Forest, and these lands are administered by the USDA Forest Service - LTBMU. The Lake Tahoe Basin is one of the most popular, most complex and most regulated management areas in the nation, with multiple federal, state and local agencies engaged in extensive activities to preserve the lakes water quality and clarity. As a popular year-round recreational destination, the Forest Service works closely with California and Nevada State Parks, off-highway (winter and summer) user groups, and the law enforcement community to effectively manage these recreational activities throughout the Tahoe Basin. In addition to aggressive user education and interpretation programs to make visitors and locals seeking to recreate on these public lands aware of regulations designed to protect the lake, the LTBMU has also maintained, through the support of grant funding, an effective OHV/OSV law enforcement patrol program. With the support of this funding, the LTBMU will continue to use two dedicated Forest Protection Officers (FPO's), with support from Law Enforcement Officers (LEO's), to patrol 138-miles of OHV routes, and over 83,000 acres of lands open to OSV activities within the LTBMU with several primary objectives as their goal: 1. Insure off-road vehicles have the correct State of California vehicle registration. 2. Insure OHV/OSV recreationists are riding/driving in authorized areas. 3. Insure all vehicles meet established California/federal motor vehicle codes for spark arrestor/muffler equipment. 4. Insure OHV/OSV recreationists are safely riding using the required equipment and have the requisite safety certificate as required for riders under the age of 14. 5. Handout safety brochures. 6. Install needed signing or barriers for effective user management. Law enforcement grant funding will provide needed resource protection, and public service measures including patrolling, user education, travel management and signing. The LTBMU would focus attention on such popular OHV sites as the Rubicon, Sand Pit and Power Line Trail, focusing on the summer and winter periods of motorized activity (May-October &amp; December-March). This grant is a critical funding source for the LTBMU to ensure the Forest Service can maintain a viable and responsive OHV/OSV program in this sensitive and highly visited public area. In addition, the LTBMU patrol district in cooperation with adjacent forest management staff need to address and increase enforcement emphasis along the McKinney-Rubicon OHV Trail as users are expected to shift into the eastern portal areas in response to trail management issues and pressures occurring within the western portion of the McKinney-Rubicon.</p>				

  

	Line Item	Qty	Rate	UOM	Grant Request	Match	Total
<b>DIRECT EXPENSES</b>							
<b>Program Expenses</b>							
1	<b>Staff</b>						
	Technician	180.000	203.000	DAY	27,405.00	9,135.00	36,540.00
	Notes : Identified technician positions are GS-462-5 OHV Forest						

Project Cost Estimate for Grants and Cooperative Agreements Program - 2009/2010  
Agency: USFS - Tahoe/Lake Tahoe Basin Management Unit NF - Patrol District  
Application: LTBMU (FINAL)

2/26/2010

	Line Item	Qty	Rate	UOM	Grant Request	Match	Total
	Technicians on the Lake Tahoe Basin Management Unit (patrol district) and are certified Forest Protection Officers.						
	Technician	180.000	203.000	DAY	27,405.00	9,135.00	36,540.00
	Law Enforcement Officers	100.000	40.000	HRS	3,000.00	1,000.00	4,000.00
	<b>Total for Staff</b>				57,810.00	19,270.00	77,080.00
<b>2</b>	<b>Contracts</b>						
<b>3</b>	<b>Materials / Supplies</b>						
	Signs Notes : Signs requested are for the management of the Lake Tahoe Basin Management Unit (patrol district) OHV & OSV program.	100.000	25.000	EA	1,937.00	563.00	2,500.00
<b>4</b>	<b>Equipment Use Expenses</b>						
	Vehicle Operations and Maintenance	12.000	400.000	MOS	3,600.00	1,200.00	4,800.00
	Vehicle Operations and Maintenance	2.000	1500.000	EA	1,653.00	1,347.00	3,000.00
	<b>Total for Equipment Use Expenses</b>				5,253.00	2,547.00	7,800.00
<b>5</b>	<b>Equipment Purchases</b>						
<b>6</b>	<b>Others</b>						
<b>7</b>	<b>Indirect Costs</b>						
<b>Total Program Expenses</b>					65,000.00	22,380.00	87,380.00
<b>TOTAL DIRECT EXPENSES</b>					65,000.00	22,380.00	87,380.00
<b>TOTAL EXPENDITURES</b>					<b>65,000.00</b>	<b>22,380.00</b>	<b>87,380.00</b>

Project Cost Summary for Grants and Cooperative Agreements Program - 2009/2010  
Agency: USFS - Tahoe/Lake Tahoe Basin Management Unit NF - Patrol District  
Application: LTBMU (FINAL)

2/26/2010

	Line Item	Grant Request	Match	Total	Narrative
<b>DIRECT EXPENSES</b>					
<b>Program Expenses</b>					
1	Staff	57,810.00	19,270.00	77,080.00	Identified technician positions are GS-462-5 OHV Forest Technicians on the Lake Tahoe Basin Management Unit (patrol district) who are certified as Forest Protection Officers.
2	Contracts	0.00	0.00	0.00	
3	Materials / Supplies	1,937.00	563.00	2,500.00	Signs requested are for the management of the Lake Tahoe Basin Management Unit (patrol district) OHV & OSV programs.
4	Equipment Use Expenses	5,253.00	2,547.00	7,800.00	Vehicle operations costs are for a 4x4 pickup that is dedicated to the OHV/OSV patrol program on the Lake Tahoe Basin Management Unit (patrol district). In addition, costs are shown for the projected operations/maintenance expense of two snowmobiles.
5	Equipment Purchases	0.00	0.00	0.00	
6	Others	0.00	0.00	0.00	
7	Indirect Costs	0.00	0.00	0.00	
<b>Total Program Expenses</b>		65,000.00	22,380.00	87,380.00	
<b>TOTAL DIRECT EXPENSES</b>		65,000.00	22,380.00	87,380.00	
<b>TOTAL EXPENDITURES</b>		<b>65,000.00</b>	<b>22,380.00</b>	<b>87,380.00</b>	

## Environmental Review Data Sheet (ERDS)

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### ITEM 1 and ITEM 2

#### ITEM 1

- a. ITEM 1 - Has a CEQA Notice of Determination (NOD) been filed for the Project? ☐ Yes ☒ No  
(Please select Yes or No)

#### ITEM 2

- b. Does the proposed Project include a request for funding for CEQA and/or NEPA document preparation prior to implementing the remaining Project Deliverables (i.e., is it a two-phased Project pursuant to Section 4970.06.1(b)) (Please select Yes or No) ☐ Yes ☒ No

### ITEM 3 - Project under CEQA Guidelines Section 15378

- c. ITEM 3 - Are the proposed activities a "Project" under CEQA Guidelines Section 15378? ☐ Yes ☒ No  
(Please select Yes or No)
- d. The Application is requesting funds solely for personnel and support to enforce OHV laws and ensure public safety. These activities would not cause any physical impacts on the environment and are thus not a "Project" under CEQA. (Please select Yes or No) ☒ Yes ☐ No
- e. Other. Explain why proposed activities would not cause any physical impacts on the environment and are thus not a "Project" under CEQA. DO NOT complete ITEMS 4 – 10

### ITEM 4 - Impact of this Project on Wetlands

### ITEM 5 - Cumulative Impacts of this Project

### ITEM 6 - Soil Impacts

### ITEM 7 - Damage to Scenic Resources

### ITEM 8 - Hazardous Materials

Is the proposed Project Area located on a site included on any list compiled pursuant to Section 65962.5 of the California Government Code (hazardous materials)? (Please select Yes or No) ☐ Yes ☒ No

If YES, describe the location of the hazard relative to the Project site, the level of hazard and the measures to be taken to minimize or avoid the hazards.

### ITEM 9 - Potential for Adverse Impacts to Historical or Cultural Resources

Would the proposed Project have potential for any substantial adverse impacts to historical or cultural resources? (Please select Yes or No) ☐ Yes ☒ No

Discuss the potential for the proposed Project to have any substantial adverse impacts to historical or cultural resources.

### ITEM 10 - Indirect Significant Impacts



**CEQA/NEPA Attachment**